



PTO/SB/30 (09-04)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Request  
for  
Continued Examination (RCE)  
Transmittal

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	10/700,769
Filing Date	5 November 2003
First Named Inventor	HANS-ULRICH STAUBER
Art Unit	3651
Examiner Name	MACKEY, PATRICK HEWEY
Attorney Docket Number	P56988

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii. ☒ Other Amendment after Final filed on 24 April 2006

- b. ☐ Enclosed

i. ☐ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/ Declaration(s)

iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

- b. ☒ Other Petition for a three-month extension of time and its fee

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayment to Deposit Account No. 02-4943, **should** the check(s) become lost, be deficient, or should other fees be incurred.

i. ☐ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other \_\_\_\_\_

- b. ☒ Check in the amount of \$ 1,810.00 (Check #50855) enclosed

- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Signature	<i>Robert E. Bushnell</i>	Date	22 May 2006
Name (Print/Type)	Robert E. Bushnell	Registration No.	27,774

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below. **05/23/2006 57EWDTE1 000000A1 10700769**

Signature		Date	05/23/2006
Name (Print/Type)		Date	05/23/2006

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



RCE

# FEE TRANSMITTAL

Patent fees are subject to annual revision.

## Complete If Known

Application Number	10/700,769
Filing Date	5 November 2003
First Named Inventor	HANS-ULRICH STAUBER
Examiner Name	MACKEY, PATRICK HEWEY
Group/Art Unit	3651
Attorney Docket No.	P56988

TOTAL AMOUNT OF PAYMENT

(\$ **1,810.00**)

## METHOD OF PAYMENT (check one)

### 1. ☒ Payment Enclosed:

(CHECK #50855)

☒ Check ☐ Credit Card ☐ Money Order  
☐ Other

☐ Charge Any Additional Fee Required Under 37 C.F.R. §1.16 and 1.17.

☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ The Commissioner is hereby authorized to charge any deficiency and credit any over payments to:

Deposit Account Number: 02-4943

## FEE CALCULATION

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
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### EXTENSION OF TIME FEES

1251	120	2251	60	Extension for reply within first month	\$
1252	450	2252	225	Extension for reply within second month	\$
1253	1020	2253	510	Extension for reply within third month	\$1,020.00
1254	1590	2254	795	Extension for reply within fourth month	\$
1255	2160	2255	1080	Extension for reply within fifth month	\$

### APPEAL

1401	500	2401	250	Notice of Appeal	\$
1402	500	2402	250	Filing a brief in support of an appeal	\$
1403	1000	2403	500	Request for oral hearing	\$

### CLAIMS

1201	200	2201	100	Independent claims in excess of 3	\$
1202	50	2202	25	claims in excess of 20	\$

Other Fee (specify) \_\_\_\_\_ \$

Other Fee (specify) \_\_\_\_\_ \$

Other Fee (specify) \_\_\_\_\_ \$

**SUBTOTAL: LEFT COLUMN**

**\$ 1,020.00**

## FEE CALCULATION

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
<b>MISCELLANEOUS</b>					
1801	\$790	2801	\$395	Request for continued examination (RCE)	\$ 790.00
1806	\$180			Submission of an IDS	\$
1814	\$130	2814	\$65	Statutory disclaimer	\$
8021	\$40			Recordation of assignment per property	\$

### TRADEMARK

6001/7001	\$335			Application for registration, per class	\$
6002/7002	\$100			Amendment to Allege Use, per class	\$
6003/7003	\$100			Statement of Use, per class	\$
6004/7004	\$150			Request for six-month extension of time, per class	\$
6205/7205	\$100			\$8 affidavit, per class	\$
6208/7208	\$200			\$15 affidavit, per class	\$
6201/7201	\$400			Application for renewal, per class	\$
6403/7403	\$100			Ex parte appeal, per class	\$

### PETITION

1462	\$400			Petitions to Director (Group I)	\$
1463	\$200			Petitions to Director (Group I)	\$
1464	\$130			Petitions to Director (Group II)	\$
1452	\$500	2452	\$250	Petitions to revive unavoidably abandoned application	\$
1453	\$1500	2453	\$750	Petitions to revive unintentionally abandoned application	\$

### PATENT MAINTENANCE

1551	\$900	2551	\$450	Due at 3.5 years	\$
1552	\$2300	2552	\$1150	Due at 7.5 years	\$
1553	\$3800	2553	\$1900	Due at 11.5 years	\$

Other Fee (specify) \_\_\_\_\_ \$

Other Fee (specify) \_\_\_\_\_ \$

Other Fee (specify) \_\_\_\_\_ \$

**SUBTOTAL: RIGHT COLUMN**

**\$ 790.00**

## SUBMITTED BY

## Complete (if applicable)

Typed or Printed Name	Robert E. Bushnell, Esq.		Reg. Number	27,774	
Signature		Date	22 May 2006	Deposit Account User ID	

REB/ks

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.